

Before the Board of Patent Appeals and Interferences

In re Patent Application of

Atty Dkt. SCS-124-1134

JENKINS et al.

C# M#

Serial No. 10/549,817

TC/A.U.: 2883

Filed: September 19, 2005

Examiner: J. Blevins

Title: OPTICAL WAVELENGTH DIVISION MULTIPLEXER/DEMULTIPLEXER DEVICE

Date: July 9, 2008

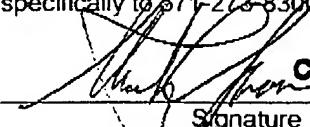
Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

FACSIMILE CERTIFICATE

I hereby certify that this correspondence is being transmitted by facsimile to the Patent and Trademark Office on July 9, 2008, specifically to 703-273-8300.

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Signature JUL 9 2008
Stanley C. Spooner
Reg. No. 27,393

No. of pages transmitted (including this cover sheet): 7 pages

Sir:

Correspondence Address Indication Form Attached.

NOTICE OF APPEAL

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the Examiner twice/finally rejecting applicant's claim(s).

**(\$500 Notice of Appeal fee previously paid
September 6, 2007, without decision on merits)**

<input type="checkbox"/> An appeal BRIEF is attached in the pending appeal of the above-identified application	\$510.00 (1401)/\$255.00 (2401) \$ 10.00
<input type="checkbox"/> Credit for fees paid in prior appeal without decision on merits	-\$()
<input type="checkbox"/> A reply brief is attached.	(no fee)

Pre-Appeal Brief Request for Review form attached.

<input type="checkbox"/> Petition is hereby made to extend the current due date so as to cover the filing date of this paper and attachment(s)	One Month Extension \$120.00 (1251)/\$60.00 (2251)
	Two Month Extensions \$460.00 (1252)/\$230.00 (2252)
	Three Month Extensions \$1050.00 (1253)/\$525.00 (2253)
<input type="checkbox"/> "Small entity" statement attached.	Four Month Extensions \$1640.00 (1254)/\$820.00 (2254) \$

Less month extension previously paid on

-\$()

TOTAL FEE ENCLOSED \$ 10.00

Any future submission requiring an extension of time is hereby stated to include a petition for such time extension.

The Commissioner is hereby authorized to charge any deficiency, or credit any overpayment, in the fee(s) filed, or asserted to be filed, or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Account No. 14-1140. A duplicate copy of this sheet is attached.

901 North Glebe Road, 11th Floor
Arlington, Virginia 22203-1808
Telephone: (703) 816-4000
Facsimile: (703) 816-4100
SCS:kmm 07/10/2008 HMARZI1 00000036 141140 10549817

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NIXON & VANDERHYE P.C.
By Atty: Stanley C. Spooner, Reg. No. 27,393

Signature: 